
**BEFORE THE
INDIANA RECOUNT COMMISSION**

**ORDER 2010-06
ORDER FOR HEARING**

IN THE MATTER OF THE CONTEST)
FOR THE ELECTION)
OF INDIANA SECRETARY OF STATE)
)
INDIANA DEMOCRATIC PARTY)
By its Chairperson, DANIEL J. PARKER,)
)
Petitioner)
)
vs.)
)
CHARLIE WHITE,)
Respondent.)

1. The Indiana Recount Commission convened on November 10, 2006 and adopted Order 2006-01, which is incorporated herein by reference.
2. Order 2006-01 employed Mr. Bradley Skolnik as Recount Director, and designating Mr. Skolnik to exercise any of the powers of the Commission, except for the powers listed in Indiana Code 3-12-10-7(a).
3. At 10:59 a.m., on November 19, 2010, a Verified Petition for Election Contest for the Election of Indiana Secretary of State, was filed with the Indiana Election Division by the Petitioner. At 12:28 p.m. on November 23, 2010, a Motion to Dismiss was filed with the Election Division by the Respondent.
4. The Recount Director, acting under Order 2006-01, and pursuant to IC 3-12-11-12(d) issues this Order to convene a meeting of the Indiana Recount Commission to conduct a hearing on the Motion to Dismiss. This meeting will be conducted at the following time and place:

Sunday, December 5, 2010, 3:00 p.m., EST, at Conference Center Room B, Indiana Government Center South, 402 W. Washington Street, Indianapolis, Indiana.

6. The Recount Director, acting under Order 2006-01, adopts the following Briefing Schedule and Procedures for this hearing:

(A) Any brief by Petitioner or Respondent regarding Motion to Dismiss must be filed with the Indiana Election Division no later than **12:00 p.m. (noon), EST, Friday, December 3, 2010**. Pursuant to IC 3-5-4-1.7, this filing may not be made by fax or electronic mail, but must be an original signed document.

(B) Petitioner and Respondent shall provide opposing counsel of a copy of any brief filed in this matter by electronic mail no later than 1:00 p.m., EST, Friday, December 3, 2010.

7. The Recount Director, acting under Order 2006-01, orders that any further Motion regarding the Motion to Dismiss be filed with the Indiana Election Division no later than **12:00 p.m. (noon) EST, Friday, December 3, 2010**. Pursuant to IC 3-5-4-1.7, this filing may not be made by fax or electronic mail, but must be an original signed document. Petitioner and Respondent shall provide opposing counsel a copy of any such filed Motion by electronic mail no later than 1:00 p.m., EST, Friday, December 3, 2010.

SO ORDERED, this 24th DAY OF NOVEMBER, 2010



Bradley Skolnik, Recount Director
Acting on behalf of and
Under the authority of the
Indiana Recount Commission

Copies to:

Indiana State Police
Indiana State Board of Accounts

David M. Brooks, attorney for Respondent
Karen Celestino-Horseman, Attorney for the Petitioner
William R. Groth, Attorney for the Petitioner